

85th Legislative Session – 2010

Committee: Senate Judiciary

Thursday, January 21, 2010

P - Present
E - Excused
A - Absent

Roll Call

P Gillespie
P Heidepriem
P Schmidt
P Tieszen, Vice-Chair
P Turbak Berry
P Vehle
P Abdallah, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Gene Abdallah, Chair.

MOTION: TO APPROVE THE MINUTES OF TUESDAY, JANUARY 19, 2010

Moved by: Tieszen
Second by: Vehle
Action: Prevailed by voice vote.

SB 5: revise certain provisions relating to the registration of juvenile sex offenders.

Presented by: Senator Gene Abdallah
Proponents: Ryan Kolbeck, SD Assn. of Criminal Defense Lawyers
Eileen Thomas, self, Belle Fourche
Opponents: Marty Jackley, Attorney General

SB 6: revise the criteria for removal from the sex offender registry.

Presented by: Senator Gene Abdallah
Reuben Bezpaletz, Legislative Research Council
Opponents: Ryan Kolbeck, SD Assn. of Criminal Defense Lawyers

SB 7: permit certain sex offenders who are homeless or on parole to reside in certain halfway homes or homeless shelters within community safety zones.

Presented by: Senator Gene Abdallah

SB 8: establish the application of certain statutes relating to the sex offender registry with regard to out-of-state offenders residing in the state of South Dakota.

Presented by: Senator Gene Abdallah
Reuben Bezpaletz, Legislative Research Council

The gavel was passed to Senator Craig Tieszen, Vice-Chair

SB 9: limit misdemeanor eligibility for registration on the sex offender registry.

Presented by: Senator Craig Tieszen
Reuben Bezpaletz, Legislative Research Council
Proponents: Ryan Kolbeck, SD Assn. of Criminal Defense Lawyers
Opponents: Marty Jackley, Attorney General

SB 10: reduce the grace period for certain sex offender registry registrations.

Presented by: Senator Craig Tieszen
Reuben Bezpaletz, Legislative Research Council
Proponents: Ryan Kolbeck, SD Assn. Of Criminal Defense Lawyers

The gavel was returned to Senator Gene Abdallah, Chair

SB 11: define solicitation of or conspiracy to commit certain crimes as registerable sex offenses.

Presented by: Senator Gene Abdallah
Reuben Bezpaletz, Legislative Research Council

SB 12: provide for a tiered sex offender registry and to establish certain criteria for eligibility to petition for removal or reassignment.

Presented by: Senator Gene Abdallah
Reuben Bezpaletz, Legislative Research Council
Proponents: Eileen Thomas, self, Belle Fourche

General testimony on today's bills:

Senator Sandy Jerstad

Marty Jackley, Attorney General

Ryan Kolbeck, SD Assn. Of Criminal Defense Lawyers

Representative Richard Engels

MOTION: ADJOURN

Moved by: Heidepriem

Second by: Tieszen

Action: Prevailed by voice vote.

Rena Ortbahn
Committee Secretary

Gene G. Abdallah, Chair